IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 4TH JANUARY 2007 / 14TH POUSHA, 1928

Bail Appl..No. 7762 of 2006()

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CRIME NO.1598/06 OF CENTRAL POLICE STATION, ERNAKULAM.

: PETITIONER/ACCUSED NO.3

JOLLY ANTONY, S/O.MATHAI,
AGED 31 YEARS, VEERATH HOUSE,
VENNALA, COCHIN-28.

BY ADV. SRI.R.DIVAKARAN

RESPONDENTS: COMPLAINANT/STATE.

STATE OF KERALA, REPRESENTED BY C.I. OF
POLICE, CENTRAL POLICE STATION, ERNAKULAM DISTRICT

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 04/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 7762 OF 2006

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DATED THIS THE 4th DAY OF JANUARY, 2007

O R D E R

Petitioner who is the 3rd accused in Crime No.1598/06 of Central Police Station, Ernakulam for offences punishable under sections 3 to 5 and 7 of the Immoral Traffic (Prevention) Act, 1956, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application.

3. The case of the prosecution is that on 28.11.2006 at about 5.25 PM accused 1 and 2 were found naked in the room inside the Parlour of which the 3rd accused (petitioner herein) is the licencee and were seen indulging in sexual activities in a completely nude position. The first accused was the customer and the second accused is a lady ostensibly employed as a Therapist.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within 10 days from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

With this direction, this petition is disposed of.

V.RAMKUMAR, JUDGE

dsn